



PATENT
Customer No. 22,852
Attorney Docket No. 7883.0011-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Peter J. WILK et al.

Application No.: 09/828,794

Filed: April 10, 2001

For: LEFT VENTRICULAR CONDUIT
WITH BLOOD VESSEL GRAFT

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) Group Art Unit: 3762
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) Examiner: Unknown
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Assistant Commissioner for Patents
Washington, DC 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. To the undersigned's knowledge, this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

Copies of the documents listed on pages 1-5 of the Form 1449 were either submitted by Applicants or cited by the Examiner in parent application, U.S. Patent Application No. 09/369,061, filed August 4, 1999. Copies of the documents listed on pages 6-8 are attached. Should the Examiner for any reason require a copy of one of the cited documents, the Examiner is invited to telephone the undersigned at 202-408-4445 and such copy will be provided.

LAW OFFICES

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Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that such cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the U.S. Patent and Trademark Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: August 17, 2001

By:



Susanne C. Tinker

Reg. No. 44,472

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